

**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF NORTH CAROLINA
STATESVILLE DIVISION
5:08cv70**

FOREST M. MITCHELL,
Plaintiff,

v.

MICHAEL J. ASTRUE,
Commissioner of Social Security,
Defendant.

ORDER

THIS MATTER is before the Court on Plaintiff's Motion for Attorney's Fees and Costs (Document # 17), filed June 2, 2009. By Response filed June 5, 2009 (Document #18), Defendant advises that he will not oppose an award of legal fees in the amount of \$2,844.00 as full satisfaction of any and all claims by Plaintiff in this case under the Equal Access to Justice Act, 28 U.S.C. § 2412(d).

NOW THEREFORE, IT IS ORDERED:

1. Plaintiff's Motion for Attorney's Fees and Costs is **GRANTED**, and Plaintiff shall be paid the sum of \$2,844.00 for attorney's fees.
2. No additional petition pursuant to 28 U.S.C. § 2412(d) shall be filed.
3. The Clerk is directed to serve copies of this Order to counsel for the parties.

SO ORDERED.

Signed: June 8, 2009



Richard L. Voorhees
United States District Judge

